

September 18, 2013

Ms. Nikki Adame Winningham
Lowenstein Sandler LLP
65 Livingston Avenue, Room 209W
Roseland, NJ 07068

Re: Freedom of Information Request No. EPA-R2-2013-009945
Dated: September 13, 2013

Dear Ms. Winningham:

Your request for information has been referred to this branch for response. We have searched the Resource Conservation and Recovery Act (RCRA) files and/or computer database as appropriate to respond to your request. In addition, you may also receive information from other program areas within this Regional Office.

Enclosed are copies of RCRA documents for Exxon Bayway Chemical Plant at 1400 Park Avenue in Linden, New Jersey, and EPA ID No. NJD000692905.

We are also enclosing copies of the RCRA Facility File Index Sheets for two other EPA ID Numbers listed for the address at 1400 Park Avenue in Linden, New Jersey. They are Phillips 66 Company-Bayway Refinery at 1400 Park Avenue in Linden, New Jersey, EPA ID No. NJD986645984, and Exxon Bayway Refining Company at 1400 Park Avenue in Linden, New Jersey, and EPA ID No. NJD062037031. There may be other RCRA documents that the EPA RCRA Project Manager would have that are not included on the enclosed index sheets. We are also checking with the EPA RCRA Project Manager on this. For your information, the Exxon Bayway Refining, and Phillips 66 Company, both in Linden, New Jersey are one facility. Also, enclosed is a copy of one archive list of documents for Exxon-Bayway. The archive documents that we have for Exxon-Bayway are located in Kansas City, MO. We are also enclosing copies of the RCRA Compliance Monitoring, and Enforcement Data Reports regarding inspection information for Phillips 66 Company-Bayway Refinery (EPA ID No. NJD986645984) in Linden, New Jersey; Exxon Bayway Refining Company (EPA ID No. NJD062037031) in Linden, New Jersey, and Exxon Bayway Chemical Plant (NJD000692905) in Linden, New Jersey.

The approximate amounts of RCRA information that we have for each of the two facilities that have indexes are as follows: Phillips 66 Company about 42 inches, and Exxon Bayway about 10 linear feet. One inch is equivalent to 250 pages. The cost for copying each page is \$.15.

For further information regarding the fact sheets for Exxon Bayway Refining Company in Linden, New Jersey, you can access information from the internet at:

<http://www.epa.gov/region02/waste/fs.exxon.htm>.

Since we have so much information for Phillips 66 Company-Bayway Refinery, and Exxon Bayway Refining, we recommend that you to visit our office to review the RCRA files. We will arrange to make the files available to you that are located in our RCRA file room on the 15th floor, as well as the documents that the EPA RCRA Project Manager may have. Kindly arrange your appointment with Mr. David Abrines of my staff at (212) 637-3043. The file offices are open between the hours of 9:00am - 4:00pm at the following address:

Room 1538, 15th Floor
290 Broadway
New York, New York 10007-1866.

Be sure to bring a copy of this letter when coming to our EPA file office, and make reference to the EPA ID Numbers NJD986645984, and NJD062037031.

If you decide that you cannot visit us, another suggestion is that you can select the information that you need from the RCRA Facility File Index Sheets. You can place an asterisk next to the documents that interest you on the index sheets, and then fax the indexes to Mr. Abrines at (212) 637-3526. Or, you can e-mail the information to abrines.david@epa.gov. Afterward, Mr. Abrines will review the documents that you selected on the indexes, and contact you concerning the final cost. Keep in mind that if you decide to work from the enclosed index sheets, and not visit our office; you may not be looking at all of the documents that we have.

Regarding the archive documents for Exxon Bayway, we suggest that you first review the documents that are listed on the Facility file Index Sheets, and that are also available in our office. If you need to request documents from the archived list you will need to contact Mr. Abrines.

We also have 1 document for Exxon Bayway Refining, which may be considered confidential. We recommend that you first review the documents that we have for both facilities. If after reviewing the documents and you still have an interest in pursuing the regulatory process to request disclosure of the confidential document, please inform Mr. Abrines at the above telephone number.

We checked with our air programs office, and they do not have any responsive documents for the time range specified in your request (January 1 1978 to December 31, 1993).

Please include the above referenced request number on any inquiries regarding this response. We wait to hear from you as to how you want us to proceed with your request regarding the above index sheets.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Adolph S. Everett".

Adolph S. Everett, P.E.
Chief
Hazardous Waste Programs Branch

Enclosures

